

### REMARKS

This responds to the Final Office Action mailed on March 31, 2009.

Claim 8 is amended; claims 1-7 were previously canceled, without prejudice to or disclaimer by the Applicant; claims 15-25 are presently cancelled, without prejudice to or disclaimer by the Applicant; as a result, claims 8-14 are now pending in this application.

Applicant respectfully asserts that the amendments would not necessitate any new searching on the part of the learned Examiner. Consequently, Applicant believes that entry of the amendments is appropriate.

### § 103 Rejection of the Claims

Claims 8-25 were rejected under 35 U.S.C. § 103(a) as being obvious over Klein et al. (U.S. 6,53,313; hereinafter "Klein") and further in view of Reed et al. (U.S. 5,862,325; hereinafter "Reed"). It is of course fundamental that in order to sustain an obviousness rejection, each and every element in the rejected claims must be taught or suggested in the proposed combination of references.

Applicant has made adjustments to independent claim 8 to positively recite a number of elements in order to highlight distinctions between the proposed combination and Applicant's claimed invention.

Additionally, the learned Examiner asserted that the claims as presented did not specifically claim that work was being divided to perform parallel processing via multiple instances of the application. Applicant believes that this has been corrected with the amendments presented above and that the claims are now in condition for allowance and distinguish over the proposed combination and respectfully requests an indication of the same from the learned Examiner.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's representative at (513) 942-0224 to facilitate prosecution of this application.

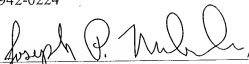
If necessary, please charge any additional fees or deficiencies, or credit any overpayments to Deposit Account No. 50-4370.

Respectfully submitted,

SCHWEGMAN, LUNDBERG & WOESSNER, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(513) 942-0224

Date 06-30-09

By

  
Joseph P. Mehrle  
Reg. No. 45,535

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 30<sup>th</sup> day of June, 2009.

Name

Ryan Saunders

Signature

